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6                   **IN THE UNITED STATES DISTRICT COURT**  
7                   **FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

8                   CARRIE A. ANDERSON, in her Personal  
9                   Capacity and as Personal Representative of the  
10                  ESTATE OF KIRK DANIEL POWLESS,  
11                  deceased; *et al.*,

12                  Plaintiffs,

13                  v.

14                  WHATCOM COUNTY, a political subdivision  
15                  of the State of Washington; *et al.*,

16                  Defendants.

17                   NO. 2:20-cv-01125-TSZ

18                   **STIPULATED MOTION TO FILE  
19                  EXHIBIT UNDER SEAL**

20                  THE PARTIES, by and through their respective counsel, jointly move this Court for an  
21                  Order pursuant to Local Rule 5(g) to seal Exhibit 121 filed in support of Plaintiff's Motion for  
22                  Summary Judgment. The Parties stipulate and agree as follows:

23                  1. Plaintiff's Motion relies on an exhibit that this Court has designated as  
24                  "Confidential" under the Stipulated Protective Order issued on September 14, 2020. Dkt # 14. The  
25                  Parties jointly file this Motion consistent with that Protective Order.

26                  2. Counsel for Plaintiff hereby certifies that on September 14, 2021, he met and  
27                  conferred with all other Parties via email, to reach agreement on the need to file the document under  
28                  seal. *See* Exhibit A to the subjoined Declaration of Ryan D. Dreveskracht in Support of Stipulated  
29                  Motion to File Exhibit Under Seal.

3. Defendant Sally Andrews remains resolute that this document be filed under seal.

*See id.*

4. In consideration of these communications the Parties therefore stipulate to filing Exhibit 121 under seal and to the filing of the agreed Order below.

5. By so stipulating, neither Plaintiff nor Defendants consent to discovery above or beyond those permitted by the Federal Rules of Civil Procedure or this Court's Local Rules.

Respectfully submitted this 14<sup>th</sup> day of September, 2021.

By: /s/ George Roche

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2                   **AGREED ORDER**  
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4                   Pursuant to the Stipulation above, the Court hereby orders that Exhibit 121 be filed under  
5 seal.  
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7                   DATED this \_\_\_\_\_ day of September, 2021.  
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10                  \_\_\_\_\_  
11                  THOMAS S. ZILLY  
12                  United States District Court Judge  
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